

167470

Exhibit C
Memorandum

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2016 SEP 29 PM 2:40

CITY SECRETARY
DALLAS, TEXAS



CITY OF DALLAS

DATE September 23 2016

TO City Secretary
SUBJECT Correction to CR 16-1470

This is the first (/) correction to the subject Council Resolution. If no, attach copies of any previous approved correction memos.

The subject Change Order was approved on September 14, 2016 authorizing Construction Contract for vegetative support layer improvements.

Change(s) is/are needed to correct (select all applicable):

Typo Financial/funding information Obvious error from CR context

Council Resolution funding should read as follows:

Fund 0063, Dept. SDM, Unit 4796, Activity SD01, Object 4599, Program No. PBSWM007, CT ~~SDM4796BM06~~ SDM4796BM08, Vendor No. VS0000052497, Amount \$592,927.75

Department: TWM - Trinity Watershed Management

Director (or designee.):

[Signature]

9/23/16

Sarah Standifer

Signature

Date

Print Name

OFS: Approved

Denied

Is ATT Approval Needed? Y N

OFS:

[Signature]

9/27/16

Signature

Date

Zachary Krentz

Print Name

ATT: Approved

Denied

Assistant City Attorney:

Signature

Date

Print Name

*RRK 9/29/16
9/29/16
R*

Exhibit C
Memorandum

RECEIVED

2016 SEP 22 PM 1:50

CITY SECRETARY
DALLAS, TEXAS



CITY OF DALLAS

DATE September 19, 2016

TO City Secretary
SUBJECT Correction to CR 16-1470

This is the first (/) correction to the subject Council Resolution. If no, attach copies of any previous approved correction memos.

The subject Council Resolution was approved on March 23, 2016 authorizing Professional Services Contract for Erosion Control Improvement Projects.

Change(s) is/are needed to correct (select all applicable):

Typo Financial/funding information Obvious error from CR context

Council Resolution funding should read as follows:

Fund 0063, Dept. SDM, Unit 4796, Activity SD01, Object 4599, Program No. PBSWM007, CT ~~SDM4796BM06~~ SDM4796BM08, Vendor No. VS0000052497, Amount \$592,927.75

Department: TWM - Trinity Watershed Management

Director (or designee.): 9/20/16
Signature Date
Sarah Standifer
Print Name

OFS: Approved Denied Is ATT Approval Needed? Y N

OFS: 9/22/16
Signature Date
Zachary Kuehl
Print Name

ATT: Approved Denied

Assistant City Attorney: _____
Signature Date

Print Name

*RAM 9/23/16
9/23/16*

WHEREAS, Terracon Consultants Inc., conducted a Phase I Environmental Site Assessment on August 24, 2005. In addition, Terracon also prepared a Limited Solid Waste Evaluation Report on October 12, 2005, a Limited Site Investigation on January 8, 2008, and a Methane and Landfill Cap Evaluation and Proposed Response Actions on January 30, 2008. Based on the preliminary investigation and findings, Terracon Consultants, Inc. recommends further detailed investigations and assessment, before remedial designs are prepared; and,

WHEREAS, on May 28, 2008, Resolution No. 08-1591 authorized settlement in lieu of proceeding further with condemnation for the acquisition of approximately 1,415 acres of land located near the intersection of Loop 12 and Pemberton Hill Road from Metropolitan Sand and Gravel Company, L.L.C. or its successor, and approximately 111 acres of land located near the intersection of Linfield Road and Hull Avenue from Weir Bros. Partners, L.L.C., for the Trinity River Corridor Project; and

WHEREAS, on May 28, 2008, Resolution No. 08-1591 authorized the City Attorney to assume, on behalf of the City, the responsibility for the costs to remediate environmental conditions on the Metropolitan Tract and the Linfield Tract known by the City as of the date the settlement closed, and to waive any right to contribution for those costs from Metropolitan Sand and Gravel Company, L.L.C. and Weir Brothers Partners, L.L.C., including their officers, successors, and assigns; and

WHEREAS, on October 22, 2008, Resolution No. 08-2874 authorized a professional services contract with Terracon Consultants Inc., for such detailed environmental investigation, assessment, remedial designs, and coordination with Texas Commission on Environmental Quality, in an amount not to exceed \$814,464.00, and,

WHEREAS, on May 15, 2013, Resolution No. 13-0776 authorized a lease agreement with the nonprofit corporation, The Company of Trinity Forest Golfers, Inc. (CTFG) for development, management and operation of a championship golf course; and,

WHEREAS, on April 9, 2014, Resolution No. 14-0627 authorized an engineering design contract with Pacheco Koch Consulting Engineering, Inc. for the engineering design of improvements associated with Elam Road and Simpkins Remediation in an amount not to exceed \$842,290.00; and,

WHEREAS, on April 9, 2014, Resolution No. 14-0628 authorized a construction contract with L. D. Kemp Excavating, Inc. for the construction of closed landfill improvements for Simpkins Remediation in an amount not to exceed \$2,530,276.20, this being the lowest responsive bid as indicated by the tabulation of bids; and,

WHEREAS, on April 9, 2014, Resolution No. 14-0629 authorized Supplemental Agreement No. 1 to the engineering services contract with Terracon Consulting, Inc. for additional detailed environmental investigation, assessment, remedial designs, and coordination with Texas Commission on Environmental Quality (TCEQ) associated with Simpkins Remediation in an amount not to exceed \$273,720.00, increasing the contract from \$814,464.00 to \$1,088,184.00; and,

WHEREAS, on May 14, 2014, Resolution No. 14-0790 authorized the contract with DCI Contracting, Inc. for the construction of vegetative support layer improvements for the closed landfills associated with the Simpkins Remediation Project in an amount not to exceed \$2,371,711.00, this being the lowest of five responsive bids; and,

WHEREAS, it is now necessary to authorize Change Order No. 1 to the contract with DCI Contracting Inc., for vegetative support layer improvements for closed landfill improvements associated with the Simpkins Remediation located at 5950 Elam Road, and 6300 Great Trinity Forest Way, in the amount of \$592,927.75, from \$2,371,711 to \$2,964,638.75.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. That the City Manager is hereby authorized to increase the contract with DCI Contracting, Inc. for vegetative support layer improvements for closed landfill improvements associated with the Simpkins Remediation located at 5950 Elam Road, and 6300 Great Trinity Forest Way in an amount not to exceed \$592,927.75, from \$2,371,711 to \$2,964,638.75.

Section 2. That the Chief Financial Officer is hereby authorized to disburse funds in accordance with the terms and conditions of the contracts from:

Stormwater Drainage Management Capital Fund	
Fund 0063, Department SDM, Unit 4796, Act. SD01	
Obj. 4599, Program # PBSWM007, CT SDM4796BM06	
Vendor # VS0000052497, in an amount not to exceed	\$592,927.75

Section 3. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

<p>APPROVED BY CITY COUNCIL</p> <p>SEP 14 2016</p> <p><i>[Signature]</i> City Secretary</p>
